GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Water Resources Department – Hon'ble National Green Tribunal (Southern Zone), Chennai - Appointment of a legal team and fee structure of Legal Team in cases of OA No.137 of 2021, OA No.147 of 2021 and OA No.148 of 2021 and O.A.No.71 of 2020 – Orders – Issued.
x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x

WATER RESOURCES (IS.EA) DEPARTMENT

G.O.Rt.No.498

Dt: 20.10.2021
Read the following:-

1. From Smt Maduri Donti Reddy, Advocate, Standing Counsel for Government of AP, T.T.D Supreme Court of India Lr.Dt:16.08.2021
2. From the Chief Engineer, IS&WR, Vijayawada Lr.No.CE/ISWR/DD(K)/DEE/AEE/NGT/2021/Vol.1, Dt.27.08.2021.

@@@

ORDER:

In the reference 1st read above, Smt Maduri Donti Reddy, Advocate, Standing Counsel for Government of AP, T.T.D Supreme Court of India has furnished the proposals for appointment and fee structure in cases of OA No.137 of 2021, OA No.147 of 2021 and OA No.148 of 2021 and O.A.No.71 of 2020 in Hon'ble NGT consisting of the following legal team:

(a) Sri. R. Venkataramani, Sr. Advocate.
(b) Smt. Madhuri Donti Reddy, Standing Counsel, NGT (Southern Zone)
(c) Sri. M.R.S. Srinivas, Advocate.

2. In the reference 2nd read above, the Chief Engineer, IS&WR has furnished the proposals for the fee structure, logistics, General terms and conditions and Head of Account in cases of OA No.137 of 2021, OA No.147 of 2021 and OA No.148 of 2021 and O.A.No.71 of 2020 in Hon'ble NGT to the said legal team.

3. In the circumstances reported by Smt Maduri Donti Reddy, Advocate, Standing Counsel for Government of AP and the Chief Engineer, IS&WR in the references 1st and 2nd read above, Government after careful examination of the matter hereby appoint the following legal team:

(a) Sri. R. Venkataramani, Sr. Advocate.
(b) Smt. Madhuri Donti Reddy, Standing Counsel, NGT (Southern Zone)
(c) Sri. M.R.S. Srinivas, Advocate.

along with fee structure, logistics and general terms and conditions for the legal team for the court cases of O.A.No.71 of 2020, O.A.No.137 of 2021, O.A.No.147 of 2021, O.A.No.148 of 2021 in Hon'ble National Green Tribunal and any other arising cases filed at Hon'ble National Green Tribunal on Irrigation Projects / Schemes of Andhra Pradesh and Telangana and permitted the payment to the legal teams from the date of admission of each case and also approved the same fee when Mr.Venkataramani and Mr.M.R.S. Srinivas are appearing for NGT matters before NGT, Delhi.

I. Fee Structure for the Legal team:

1. Sri R. Venkataramani, Senior Advocate:

Sl No	Particulars	Amount (Rs)
		As now proposed
1	Fee for Appearance (Video conference / Physical mode) before the National Green Tribunal (Southern Zone) / Site Inspection / Outstation conference (Other than New Delhi)	Rs.5,50,000 /- per day
2	Conference fee at New Delhi (having a minimum working period of 1 Hr)	Rs. 1,10,000 /- per Hour
3	Video conference fee (irrespective of number of conferences in a day i.e., adding the duration of all the conferences in a day)	
	Duration up to one hour	Rs.55,000 /-
	Duration more than one hour	Rs.1,10,000/- per hour.
4	Fee for settlement of IA / MA / RA and its Replies, Rejoinder etc.,	Rs.1,00,000/- per application or pleadings
5	Fee for settlement of OA and its Reply / Rejoinder / Written Submission etc.,	Rs.2,50,000/- per pleading or affidavit
6	Clerkage	10% on professional fee

Note: The Standing Counsel has proposed fee as per the fee structure already approved by the Government vide G.O.Rt.No.227, WR(IS.EA) Dept, Dt:20.05.2020. In view of Covid19 pandemic video appearance / conference fee is proposed on par with physical appearance / conference.

2. Smt Madhuri Donti Reddy, Standing Counsel.

Sl No	Particulars	Amount (Rs)
		As now proposed
1	Fee for appearance (video conference / physical mode) before the Hon'ble Supreme Court / Site Inspection / Outstation conference	Rs. 1,25,000/- per day to bring parity with AOR at SC/NGT-Delhi and M.R.S.Srinivas
2	Conference fee at Chennai (having a minimum working period of 3 hrs)	Rs. 35,000 /- per day to bring parity with AOR at SC/NGT-Delhi and M.R.S.Srinivas
3	Video conference fee (irrespective of number of conferences in a day i.e., adding the duration of all the conferences in a day)	
	Duration upto 1 hour	Rs. 10,000 /- to bring parity between AOR at SC/NGT-Delhi and M.R.S.Srinivas
	Duration more than 1 Hour and up to 2 hours	Rs. 20,000 /- to bring parity between AOR at SC/NGT-Delhi and M.R.S.Srinivas
	Duration more than 2 Hours and up to 3 Hours	Rs. 30,000 /- to bring parity between AOR at SC/NGT-Delhi and M.R.S.Srinivas
	Duration more than 3 hours and more	Rs. 35,000 /-to bring parity between AOR at SC/NGT-Delhi and M.R.S.Srinivas
4	Photocopying of documents as and when required to be filed before NGT	
5	Fee for drafting of IA / MA / RA and its Replies, Rejoinder etc.,	Rs.20,000 /- per application / pleading etc.,
6	Fee for drafting of OA and its Reply / Rejoinder / Written Submission etc.,	Rs.35,000 /- per applicaton / pleading etc.,

- The documents are drafted by the Advocate and settled by the Senior Advocate. Hence this payment is not proposed by the CE /ISWR to AOR / Standing Counsel as per G.O.Rt.No.227, Dt:20.05.2020. However, amount has been proposed as depicted above as she is involved in formatting and filing of the counters.

Note : The Standing Counsel has proposed fee as per the fee structure already approved by the Government vide G.O.Rt.No.227, WR(IS.EA) Dept, Dt:20.05.2020. In view of Covid19 pandemic video appearance / conference fee is proposed on par with physical appearance / conference.

3. Sri M. R. S. Srinivas, Advocate

Sl No	Particulars	Amount (Rs)
		As now proposed
1	Fee for appearance (video conference / physical mode) before the Hon'ble Supreme Court / Site Inspection / Outstation conference	Rs.1,25,000/- per day
2	Conference fee at Vijayawada / Hyderabad (having a minimum working period of 3 hrs)	Rs. 35,000/- per day
3	Video conference fee (Irrespective of number of conferences in a day i.e., adding the duration of all the conferences in a day)	
	Duration upto 1 hour	Rs.10,000/- per day
	Duration more than 1 Hr and up to 2 Hours	Rs.20,000/- per day
	Duration more than 2 hours and up to 3 Hours	Rs.30,000/- per day
	Duration more than 3 hours	Rs.35,000/-per day
4	Fee for drafting of IA / MA / RA and its Replies, Rejoinder etc.,	Rs. 30,000/- per application or pleading etc.,
5	Fee for drafting of OA and its Reply / Rejoinder / Written Submission etc.,	Rs. 70,000/- per pleading

Note: The Standing Counsel has proposed fee as per the fee structure already approved by the Government vide G.O.Rt.No.227, WR(IS.EA) Dept, Dt:20.05.2020. In view of Covid19 pandemic video appearance / conference fee is proposed on par with physical appearance / conference.

II. The logistics such as travelling, lodging, boarding and local conveyance shall have to be provided to the above legal team members are as follows:

1. During out station visits travelling, lodging and boarding in five star hotels or equivalent facilities will be provided (expenses as per actual) including local conveyance in out-station visits.

2. During out station visits to the legal team members, Air Travel facilities will be provided in business class for Sri R. Venkata Ramani, Senior Advocate and in economy class for other Advocates whenever feasible with prior approval of Chief Engineer, IS&WR and local conveyance will be provided at out station as per necessity.

III. The general terms and conditions are as follows:

a. All the Out Station visits, Site Inspection, shall be with prior approval of Chief Engineer, IS&WR.

b. The Appearance Fee to the Supreme Court / Tribunal will be considered for only one, even though if the advocate attends more

than one appearance on the day. Further, Appearance fee in a matter includes prior or post conferences on the day.

c. The Video conference fee will be considered by adding the duration of all the conferences of all the cases in a day. For Physical conferences fee will be considered for only one case, even though if the advocate attends more than one case on the day.

d. For outstation conferences and inspections, the fee shall be allowed for days of travel also to the Senior Advocate.

e. Local conveyance charges to IS&WR office, Railway Station and Air Port shall be borne by the Advocates at their respective stations.

f. The gist of discussions of the meetings / conferences with the advocates shall be entered in the Register maintained by the O/o Chief Engineer, IS&WR. The attendance of the Advocates appeared before the Tribunals / Hon'ble Supreme Court shall also be entered in the said Register maintained by the O/o CE, IS&WR.

IV. The expenditure are chargeable to the following Head of Accounts:

a. The expenditure is chargeable to the following Head of Account in respect of O.A.No.147 of 2021 and O.A.No.148 of 2021 - "2700-Major Irrigation, 80-General, MH 001-Director and Administration, SH-08, Chief Engineer, IS&WR, 280-Professional Services, 281-Pleader fees".

b. Logistics such as travel, lodging and boarding including local conveyance shall be debitable to "2700-Major Irrigation, 80-General, MH 001-Director and Administration, SH-08, Chief Engineer, IS&WR, 200-Other Administrative expenses, 205-Accommodation and Travel (Non Employees)".

c. The Legal fee & Logistics in respect of O.A. No.71 of 2020 shall be chargeable to the relevant Head of Account of Chief Engineer (P), Kurnool.

d. The Legal fee & Logistics in respect of O.A. No.137 of 2021 shall be chargeable to the relevant Head of Account of Chief Engineer, Telugu Ganga Project.

e. Further arising cases at NGT may be chargeable to the respective Chief Engineer Head of Account.

V. The Schedule of fee may be effective from the date of admission of each case at NGT as mentioned below:

i. O.A. No.137 of 2021, Admission date:05.07.2021
ii. O.A. No.147 of 2021, Implead petition date: 27.08.2021
iii. O.A. No.148 of 2021, Admission date:15.07.2021

4. The Chief Engineer, IS&WR, A.P. shall take necessary further action accordingly.

5. This order is issued with the concurrence of Finance (FMU.WR.III) department vide their U.O.No.FIN01-FMU0PC (WR3)/67/2020-FMU-WR-III, (Computer No.1305108), Dt:23.09.2021.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SYAMALA RAO JAMJAM
SECRETARY TO GOVERNMENT

To
The Chief Engineer, IS&WR, WRD, A.P., 3rd Floor, New Irrigation building, Irrigation compound, Museum Road, Governorpet, Vijayawada.
The Director of Treasuries and Accounts, A.P., Vijayawada.
The Pay & Accounts Officer, A.P.,
1st Floor, C-Block, Anjaniya Towers, Ibrahimpatnam, Vijayawada.
The Accountant General, A.P., Vijayawada.
Copy to:
The Finance (FMU WR III) Department.
P.S. to Secretary to Govt., Water Resources Dept.
P.S. to Hon'ble M(WRD)
SF/Sc.

//Forwarded by order//
SECTION OFFICER